



PUBLIC NOTICE

Federal Communications Commission
445 12th St., S.W.
Washington, D.C. 20554

News media information 202 / 418-0500
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Internet: <http://www.fcc.gov>
TTY 202 / 418-2555

DA 02-1830
July 26, 2002

**COMMENTS INVITED ON MCLEOD TELECOMMUNICATIONS SERVICES,
INC. APPLICATION TO DISCONTINUE DOMESTIC
TELECOMMUNICATIONS SERVICES**

Comp. Pol. File No. 599

Comments Due: August 9, 2002

Section 214 Application

Applicant: McLeod Telecommunications Services, Inc.

On **July 3, 2002**, **McLeod Telecommunications Services, Inc.** (McLeod or Applicant) located at **3730 Kirby, Suite 1200, Houston, Texas 77098** filed an application with the Federal Communications Commission (FCC or Commission), requesting authority under section 214(a) of the Communications Act of 1934, as amended,¹ to discontinue the provision of interstate special access DSL service to a single customer at locations in Texas and Oklahoma.

The application indicates that McLeod seeks authority to discontinue providing interstate special access DSL service to a single customer at specified central offices in Texas and Oklahoma. The Applicant provided this customer with a notification letter dated June 28, 2002. The letter informed the customer that McLeod would no longer be providing service and would terminate service effective August 15, 2002 or as soon thereafter as the necessary governmental approval could be obtained.

On July 25, 2002, McLeod amended its application by seeking authority to discontinue interstate special access DSL services to the same customer at specified central offices in Minnesota, Iowa, Missouri Wisconsin and Illinois. McLeod states that it provided that customer with written notice of its intent to discontinue services specified in the two notices effective August 15, 2001 or as soon as thereafter as the necessary governmental approval could be obtained.

In accordance with section 63.71(c), the application will be deemed to be automatically

¹ 47 U.S.C. § 214(a), *see also* 47 C.F.R. § 63.71.

granted on the thirty-first (31st) day after the release date of this notice, unless the Commission has notified Applicant that the grant will not be automatically effective.² The Commission will normally authorize proposed discontinuances of service unless it is shown that customers or other end users would be unable to receive service or a reasonable substitute from another carrier, or that the public convenience and necessity would be otherwise adversely affected. In any case, McCleod may not discontinue service until the thirty-first (31st) day after the release date of this notice.

This proceeding is considered a “permit but disclose” proceeding for purposes of the Commission's *ex parte* rules.³ Pursuant to sections 1.415 and 1.419 of the Commission's rules, interested parties may file comments on or before **August 9, 2002**. Such comments should refer to **Comp. Pol. File No. 599**.⁴ Comments should include specific information about the impact of this proposed discontinuance on the commenter, including any inability to acquire reasonable substitute service. The original and four (4) copies of the comments should be sent to the Office of the Secretary, Federal Communications Commission, 445 12th Street, SW, Room TW-A325, Washington, DC 20554. Two (2) copies of the comments should also be sent to the Competition Policy Division, Wireline Competition Bureau, Federal Communications Commission, 445 12th Street, SW, Room 6-A207, Washington, DC 20554, Attention: Carmell Weathers. In addition, Comments should be served upon Applicant. Commenters are also requested to fax their comments to the FCC at (202) 418-2345, Attention: Carmell Weathers.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Vistrionix, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW, Washington, D.C. 20554. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

The application will be available for review and copying during regular business hours at the FCC Reference Center, Portals II, 445 12th Street, SW, Room CY-A257, Washington, DC 20554, (202) 418-0270. A copy of the application may also be purchased from the Commission's copy contractor, Qualex International, Portals II, 445 12th Street, SW, Room CY-B402, Washington, DC, 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail at qualexint@aol.com.

For further information, contact Carmell Weathers, (202) 418-2325 (voice), cweather@fcc.gov, or John Adams (202) 418-0394 (voice), jkadams@fcc.gov, of the

² 47 C.F.R. § 63.71(c).

³ See generally 47 C.F.R. §§ 1.1200 - 1.1216.

⁴ 47 C.F.R. §§ 1.415, 1.419.

Competition Policy Division, Wireline Competition Bureau. The TTY number is (202) 418-0484. For further information on procedures regarding Section 214 please visit http://www.fcc.gov/wcb/cpd/other_adjud

-FEDERAL COMMUNICATIONS COMMISSION-